

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. § 371****09/720096**INTERNATIONAL APPLICATION NO.
PCT/DK99/00382INTERNATIONAL FILING DATE
July 2, 1999PRIORITY DATE CLAIMED
July 3, 1998 and July 6, 1998**TITLE OF INVENTION****METHOD OF PREVENTING BACTERIOPHAGE INFECTION OF BACTERIAL CULTURES****APPLICANT(S) FOR DO/EO/US**

Dan NILSSON and Thomas JANZEN

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

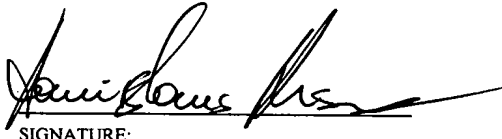
1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 37 U.S.C. 371.
3. ☒ This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)).
4. ☒ The U.S. has been elected by the expiration of 19 months from the priority date (PCT Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ is believed to have been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
- b. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 16 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
☐ A **SECOND OR SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:
 - a. PCT request
 - b. Published PCT application with International search report
 - c. International search report
 - d. PCT Chapter II Demand
 - e. First Written Opinion with response
 - f. International Preliminary Examination report
 - g. Request To Examine Application on the Basis of the Text Amended Under Article 34 in the PCT
 - h. Submission of Sequence Listing and Statement Under 37 C.F.R. § 1.821
 - i. Notification concerning submission or transmittal of priority document (Form PCT/IB/304)

**21967**

PATENT TRADEMARK OFFICE

| | | | | | | | | |
|--|--------------|--------------|---|------------|--|--|--|------------|
| U.S. APPLICATION NO. (If known, see 37 CFR 1.53) 09/720096 | | | INTERNATIONAL APPLICATION NO. PCT/DK99/00382 | | | ATTORNEY'S DOCKET NUMBER 54537.000009 | | |
| 17. <input checked="" type="checkbox"/> The following fees are submitted: | | | | | | CALCULATIONS PTO USE ONLY | | |
| BASIC NATIONAL FEE (37 CFR 1.492(A)(1) - (5): | | | | | | | | |
| Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO | | | | | | \$1,000.00 | | |
| International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international Search Report prepared by the EPO or JPO | | | | | | \$860.00 | | |
| International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO | | | | | | \$710.00 | | |
| International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) | | | | | | \$690.00 | | |
| International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33 (1)-(4) | | | | | | \$100.00 | | |
| ENTER APPROPRIATE BASIC FEE AMOUNT = | | | | | | \$860.00 | | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | | | | | 0 | | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | | | | | |
| Total claims | 27-20 = | 7 | X \$ 18.00 | | | \$126.00 | | |
| Independent claims | 2-3 = | 0 | X \$ 80.00 | | | 0 | | |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | | + \$270.00 | | 0 | | |
| TOTAL OF ABOVE CALCULATIONS = | | | | | | \$986.00 | | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. | | | | | | 0 | | |
| SUBTOTAL = | | | | | | \$986.00 | | |
| Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (f)). | | | | | | 0 | | |
| TOTAL NATIONAL FEE = | | | | | | \$986.00 | | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | | | | | | 00 | | |
| TOTAL FEES ENCLOSED = | | | | | | \$986.00 | | |
| | | | | | | Amount to be refunded: | | \$0 |
| | | | | | | charged: | | \$0 |
| a. <input checked="" type="checkbox"/> A check in the amount of \$986.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to the Deposit Account No. <u>50-0206</u> . A duplicate copy of this sheet is enclosed. | | | | | | | | |
| Note: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b)) must be filed and granted to restore the application to pending status. | | | | | | | | |
| SEND ALL CORRESPONDENCE TO: | | | | | | | | |
| Stanislaus Aksman, Esq. Hunton & Williams 1900 K Street, NW, Suite 1200 Washington, D.C. 20006 (202) 955-1926 – Telephone (202) 778-2201 – Facsimile | | | | | |  SIGNATURE: | | |
| | | | | | | <u>Stanislaus Aksman</u> NAME | | |
| Dated: <u>December 21, 2000</u> | | | | | | <u>28,562</u> REGISTRATION NUMBER | | |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of :)
)
Dan NILSSON *et al.*) Group Art Unit: To Be Assigned
)
Serial No.: To be Assigned) Examiner: To Be Assigned
)
Filed: Herewith)

For: METHOD OF PREVENTING BACTERIOPHAGE INFECTION
OF BACTERIAL CULTURES

**REQUEST TO EXAMINE APPLICATION ON THE BASIS OF THE
TEXT AMENDED UNDER ARTICLE 34 IN THE PCT**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

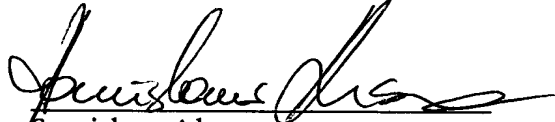
Applicants request that the examination of the enclosed application be conducted
on the basis of new claims submitted in the PCT application on July 10, 2000.

Respectfully submitted,

HUNTON & WILLIAMS

Date: December 21, 2000

By:


Stanislaus Aksman
Registration No. 28,562

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